



ADMINISTRATION AND
MANAGEMENT

OFFICE OF THE SECRETARY OF DEFENSE

1950 DEFENSE PENTAGON
WASHINGTON, DC 20301-1950

August 14, 2001

Honorable Bob Stump
Chairman
House Armed Services Committee
House of Representatives
Washington, D.C. 20515

Dear Mr. Chairman:

Pursuant to Public Law 106-945, The Floyd D. Spence National Defense Authorization Act for Fiscal Year 2001, Title XIV, Sections 1401 through 1409, the Commission to Assess the Threat to the United States from Electromagnetic Pulse (EMP) Attack is being established. Enclosed is a copy of the charter for the Commission, which is being filed in accordance with Public Law 92-463, the "Federal Advisory Committee Act."

Copies of this charter are also being filed with the Senate Committee on Armed Services and the Library of Congress.

Sincerely,

Jennifer S. Spaeth
for Howard G. Becker
DoD Committee Management Officer

Enclosure

Charter
Commission to Assess the Threat to the United States from Electromagnetic Pulse (EMP) Attack

- A. Official Designation: The Commission to Assess the Threat to the United States from Electromagnetic Pulse (EMP) Attack.
- B. Objective and Scope of Activity: The Commission was established pursuant to Public Law 106-945, The Floyd D. Spence National Defense Authorization Act for Fiscal Year 2001, Title XIV, Sections 1401 through 1409. The objective of the Commission is to review and assess the threat of EMP attack to the United States and to recommend any steps that it believes should be taken to better protect military and civilian systems from EMP attack.
- C. Period of Time Required: The Commission shall, not later than one year after the date of its first meeting, submit to Congress, the Secretary of Defense, and the Director of the Federal Emergency Management Agency, a report on the Commission's findings and conclusions.
- D. Official or Sponsoring Proponent to Whom the Committee Reports: The Commission will report to the Congress, Secretary of Defense, and Director of the Federal Emergency Management Agency.
- E. Support Agency: Under Secretary of Defense for Acquisition, Technology and Logistics (USD(AT&L)). Administrative and support services requirements will be administered and furnished by the Director, Washington Headquarters Services, in conjunction with other DoD officials, as appropriate
- F. Duties and Responsibilities: The duties of the commission are as follows:
1. *Review EMP Threat.* The Commission is to assess -
 - The nature and magnitude of potential high-altitude EMP threats to the United States from all potentially hostile states or non-state actors that have or could acquire nuclear weapons and ballistic missiles enabling them to perform a high-altitude EMP attack against the United States within the next fifteen years;
 - The vulnerability of the United States military and especially civilian systems to an EMP attack, giving special attention to vulnerability of the civilian infrastructure as a matter of emergency preparedness;
 - The capability of the United States to repair and recover from damage inflicted on United States military and civilian systems by an EMP attack; and
 - The feasibility and cost of hardening select military and civilian systems against EMP attack.

2. *Make Recommendations.* The Commission is to recommend any steps that it believes should be taken by the United States to better protect its military and civilian systems from EMP attack.

In carrying out its duties, the Commission is to receive the full and timely cooperation of the Secretary of Defense, the Director of the Federal Emergency Management Agency and any other U.S. Government Official serving the Department of Defense or Armed Forces in providing the Commission with analyses, briefings and other pertinent information in order to fulfill these duties.

- G. Estimated Annual Operating Costs and FTEs: Annual costs are estimated to be \$2,700,000; and 12 FTEs will support the Commission.
- H. Number of Meetings: Commission staff will ultimately determine the frequency and duration of meetings. During the data gathering phase, the Commission is expected to hold monthly meetings to take testimony and to receive various briefings related to their duties. The Commission may choose to establish Panels on specific relevant issues and topics where appropriate.

In preparation of the Commission Report (last quarter of the period), the Commission is expected to hold bi-monthly meetings in order to address specific issues and topics and to formulate the findings and recommendations of the Commission.

The total number of meetings is expected to be approximately 15.

- I. Termination Date: One year after the date of the Commission's first meeting

Date Charter is filed: 14 AUG 2001